IN THE HIGH COURT OF JUDICATURE AT MUMBAI

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.2090 OF 2005

Sikandar Manu Patel. ... Petitioner

vs.

The State of Maharashtra. ... Respondent.

Mr.Milind Deshmukh, for the Petitioner.

Mr.V.B.Konde-Deshmukh, A.P.P. for the State-Respondent.

CORAM: A.M.Khanwilkar,J.

DATED: 4th April, 2005.

P.C.:-

1. Heard the learned Counsel for both the parties. Perused the record. There is evidence on record to indicate the complicity of the accused in commission of the crime. The fact that the prosecutrix was raped can be established from the medical evidence as well as the panchanama drawn by the Investigating officer regarding the recovery of the clothes. Besides, there is evidence of prosecutrix's brother Mr.Namdev and his wife Rukamabai who were assaulted in the process when the prosecutrix was being taken away. I see

no reason to depart from the conclusion reached by the Lower Court for rejecting the prayer for bail of the present applicant. Hence, the application is rejected.

2. As the application is rejected, the Trial Court is directed to expeditiously dispose of the trial as High Court Expedited Case. The applicant shall co-operate for early disposal of the trial. In case the trial Court is of the opinion that the applicant is responsible for delay in early conclusion of the Trial, that fact may be recorded in the roznama which will be reckoned as and when required.

--- (A.M.Khanwilkar,J)